

REMARKS

In view of the fact that allowable subject matter has been indicated to be present in the case, an earnest effort has been made with the present amendment to bring this application to issue without delay.

1. The specification has been amended to include a cross reference to the international application and to insert patent numbers for the two issued applications referred to in the body of the specification. The changes do not introduce any new matter.

2. The Examiner's allowance of claims here is appreciated. Claims 1 to 87 have been cancelled and replaced by other claims as described below. Allowed claims 88 to 94 have been retained.

A new claim 95 contains subject matter from allowable claims 3 and 6.

New claim 96 contains subject matter from allowable claim 10. Outright allowance of these claims is in order.

New claims 97 to 158 correspond to original claims and in part claims already indicated to contain allowable subject matter (see for example claim 100 and claim 105.

With respect to claims 97 to 158 reconsideration of any rejection is requested.

3. Original claims have been rejected here as anticipated under 35 U.S.C. 102(b) by the RENTZEPIS Patent 5,268,862. That reference does show an optical memory but it is not clear whether it shows an optical positioning system in the sense of the invention. The newly submitted claims are therefore deemed to distinguish over that RENTZEPIS reference.

4. Applicant has been supplied with a copy of the Search Report in the international application and assumes that the Examiner has been supplied with it as well so that no separate Information Disclosure Statement is required. If the Examiner has not received the Search Report in PCT/RO98/00021 he is requested to so notify the undersigned.

Atty's 21571

Pat. App. 09/601,015

Favorable action is urged.

A PTO 2038 Charge Form is enclosed for an additional independent claim charge.

Respectfully submitted,  
The Firm of Karl F. Ross P.C.

A handwritten signature in dark ink, consisting of a large, loopy 'H' and 'D' followed by a horizontal line.

By: Herbert Dubno, Reg. No. 19,752  
Attorney for Applicant

Enc: PTO 2038 Charge Form

September 29, 2004  
5676 Riverdale Avenue Box 900  
Bronx, NY 10471-0900  
Cust. No.: 535  
Tel: (718) 884-6600